



October 30, 2008

Mr. Charles Terreni
Chief Clerk/Administrator
Public Service Commission of South Carolina
P. O. Drawer 11649
Columbia, South Carolina 29211

RE: Docket No. 2008-400-E

Dear Mr. Terreni:

While PEC understands the Commission wanting to give Pilgrim's Pride notice and an opportunity to be heard on this matter, and thereby issuing a 30 day Notice to them, in 30 days this matter may very well be moot, as Pilgrim's Pride may be in bankruptcy. PEC asks that the Commission grant PEC's motion for rule waiver immediately subject to a further order on this matter after the expiration of the 30 day notice. Thus, we ask the Commission to rule on this matter during their meeting scheduled for November 5, 2008.

Very truly yours,

A handwritten signature in black ink, appearing to read "Len S. Anthony", with a large, sweeping flourish at the end.

Len S. Anthony
General Counsel-Progress Energy Carolinas

LSA:mhm

Attachment

268252

DOCKET NO. 2008-400-E